

IC 34-17

**ARTICLE 17. CAUSES OF ACTION:
INFORMATIONS**

IC 34-17-1

Chapter 1. Cases in Which an Information May Be Filed

IC 34-17-1-1

Information; when filing allowed

Sec. 1. An information may be filed against any person or corporation in the following cases:

- (1) When a person usurps, intrudes into, or unlawfully holds or exercises a public office or a franchise within Indiana or an office in a corporation created by the authority of this state.
- (2) Whenever a public officer does or allows an act which, by law, works a forfeiture of the officer's office.
- (3) When an association or number of persons acts within Indiana as a corporation, without being legally incorporated.
- (4) When a corporation does or omits acts that amount to a surrender or forfeiture of its rights and privileges as a corporation.
- (5) When a corporate franchise was procured through fraud practiced upon the state.
- (6) When a corporation:
 - (A) exceeds or abuses the authority conferred upon the corporation by law; or
 - (B) exercises authority not conferred upon it by law.

As added by P.L.1-1998, SEC.12.

IC 34-17-1-2

Annulment or vacation of certain documents

Sec. 2. An information may be prosecuted to annul or vacate any letters-patent, certificate, or deed granted by the proper authorities of Indiana when there is reason to believe that:

- (1) the letters, deed, or certificate was obtained by fraud or through mistake or ignorance of a material fact; or
- (2) the patentee or those claiming under the patentee:
 - (A) have done or omitted an act in violation of the terms on which the letters, deed, or certificate was granted; or
 - (B) have by any other means forfeited the interest acquired under the letters, deed, or certificate.

As added by P.L.1-1998, SEC.12.

IC 34-17-1-3

Escheat or forfeiture of property to state

Sec. 3. Whenever property escheats or is forfeited to the state for the state's use, the legal title is considered to be in the state from the time of the escheat or forfeiture. An information may be filed in accordance with IC 34-17-2-3 to recover the property.

As added by P.L.1-1998, SEC.12.